



State of Wisconsin
1997 - 1998 LEGISLATURE

LRBa2537/1
GMM:kmg:km

**SENATE AMENDMENT 11,
TO 1997 ASSEMBLY BILL 463**

May 1, 1998 - Offered by Senator RISSER.

- 1 At the locations indicated, amend the engrossed bill as follows:
- 2 **1.** Page 3, line 22: after “beverages,” insert “cigarettes, tobacco products,”.
- 3 **2.** Page 14, line 23: after “beverages,” insert “cigarettes, tobacco products,”.
- 4 **3.** Page 15, line 1: after “beverages,” insert “cigarettes, tobacco products,”.
- 5 **4.** Page 15, line 13: after “beverages,” insert “cigarettes, tobacco products,”.
- 6 **5.** Page 15, line 19: after “beverages,” insert “cigarettes, tobacco products,”.
- 7 **6.** Page 16, line 22: after that line insert:
- 8 “**SECTION 18m.** 48.02 (2cm) of the statutes is created to read:
- 9 48.02 (**2cm**) “Cigarette” has the meaning given in s. 139.30 (1).”.
- 10 **7.** Page 17, line 9: after that line insert:
- 11 “**SECTION 19m.** 48.02 (17p) of the statutes is created to read:
- 12 48.02 (**17p**) “Tobacco product” has the meaning given in s. 139.75 (12).”.

- 1 **8.** Page 23, line 15: after “beverages,” insert “cigarettes, tobacco products,”.
- 2 **9.** Page 24, line 5: after “beverages,” insert “cigarettes, tobacco products,”.
- 3 **10.** Page 27, line 8: after “beverages,” insert “cigarettes, tobacco products,”.
- 4 **11.** Page 27, line 13: on lines 13 and 14, after “services” insert “or tobacco use
5 cessation services”.
- 6 **12.** Page 27, line 21: after “beverages,” insert “cigarettes, tobacco products,”.
- 7 **13.** Page 28, line 8: after “beverages,” insert “cigarettes, tobacco products,”.
- 8 **14.** Page 28, line 12: on lines 12 and 14, after “services” insert “or tobacco use
9 cessation services”.
- 10 **15.** Page 28, line 22: after “beverages,” insert “cigarettes, tobacco products,”.
- 11 **16.** Page 34, line 1: after “beverages,” insert “cigarettes, tobacco products,”.
- 12 **17.** Page 34, line 3: on lines 3 and 5, after “services” insert “or tobacco use
13 cessation services”.
- 14 **18.** Page 34, line 13: after “beverages,” insert “cigarettes, tobacco products,”.
- 15 **19.** Page 34, line 15: on lines 15 and 17, after “services” insert “or tobacco use
16 cessation services”.
- 17 **20.** Page 37, line 5: after “beverages,” insert “cigarettes, tobacco products,”.
- 18 **21.** Page 37, line 7: on lines 7 and 9, after “services” insert “or tobacco use
19 cessation services”.
- 20 **22.** Page 39, line 18: after “beverages,” insert “cigarettes, tobacco products,”.
- 21 **23.** Page 39, line 21: on lines 21 and 22, after “services” insert “or tobacco use
22 cessation services”.

1 **24.** Page 50, line 25: after that line insert:

2 “**SECTION 98g.** 48.245 (2) (a) 5. of the statutes is created to read:

3 48.245 (2) (a) 5. That the expectant mother participate in an outpatient tobacco
4 use cessation program or an education program relating to the abuse of cigarettes
5 or tobacco products.”.

6 **25.** Page 63, line 16: after “beverages,” insert “cigarettes, tobacco products,”.

7 **26.** Page 79, line 8: on lines 8 and 10, after “services” insert “or tobacco use
8 cessation services”.

9 **27.** Page 80, line 3: after that line insert:

10 “**SECTION 180m.** 48.345 (13m) of the statutes is created to read:

11 48.345 (13m) CIGARETTE OR TOBACCO PRODUCT TREATMENT OR EDUCATION. (a) If
12 the report prepared under s. 48.33 (1) recommends that a child expectant mother is
13 in need of treatment for the use or abuse of cigarettes or tobacco products and their
14 medical, personal, family or social effects, the court may order the child expectant
15 mother to enter an outpatient tobacco use cessation program. The person or agency
16 that provides the cessation program shall report to the agency primarily responsible
17 for providing services to the child expectant mother as to whether the child expectant
18 mother is cooperating with the treatment and whether the treatment appears to be
19 effective.

20 (b) If the report prepared under s. 48.33 (1) recommends that a child expectant
21 mother is in need of education relating to the use of cigarettes or tobacco products,
22 the court may order the child expectant mother to participate in a cigarette or tobacco
23 product education program approved by the court. The person or agency that
24 provides the education program shall report to the agency primarily responsible for

1 providing services to the child expectant mother about the child expectant mother’s
2 attendance at the program.”.

3 **28.** Page 81, line 14: on lines 14 and 16, after “services” insert “or tobacco use
4 cessation services”.

5 **29.** Page 83, line 23: after that line insert:

6 “(5m) CIGARETTE OR TOBACCO PRODUCT TREATMENT OR EDUCATION. (a) If the report
7 prepared under s. 48.33 (1) recommends that the adult expectant mother is in need
8 of treatment for the use or abuse of cigarettes or tobacco products and their medical,
9 personal, family or social effects, the court may order the adult expectant mother to
10 enter an outpatient tobacco use cessation program. The person or agency that
11 provides the cessation program shall report to the agency primarily responsible for
12 providing services to the adult expectant mother as to whether the adult expectant
13 mother is cooperating with the treatment and whether the treatment appears to be
14 effective.

15 (b) If the report prepared under s. 48.33 (1) recommends that an adult
16 expectant mother is in need of education relating to the use of cigarettes or tobacco
17 products, the court may order the adult expectant mother to participate in a cigarette
18 or tobacco product education program approved by the court. The person or agency
19 that provides the education program shall report to the agency primarily responsible
20 for providing services to the adult expectant mother about the adult expectant
21 mother’s attendance at the program.”.

22 **30.** Page 92, line 14: on lines 14 and 15, after “services” insert “or tobacco use
23 cessation services”.

24 **31.** Page 114, line 2: after that line insert:

1 “2m. “Cigarette or tobacco product abuse services” means any services relating
2 to the prevention, education, diagnosis, evaluation, assessment, treatment,
3 rehabilitation or care of a person suffering from a habitual lack of self-control in the
4 use of cigarettes or tobacco products, exhibited to a severe degree.

5 2r. “Cigarette or tobacco product abuse services provider” means a physician,
6 nurse or other medical professional, a psychologist, social worker, marriage and
7 family therapist, professional counselor, school counselor, cigarette or tobacco
8 product abuse counselor or other mental health professional, a member of the
9 treatment staff employed by or working under contract with a county department
10 under s. 46.23, 51.42 or 51.437 or any other person who is providing cigarette or
11 tobacco product abuse services.”.

12 **32.** Page 114, line 8: after “beverages,” insert “cigarettes, tobacco products,”.

13 **33.** Page 114, line 19: after that line insert:

14 “5. A cigarette or tobacco product abuse services provider who provides any
15 cigarette or tobacco product abuse services to an expectant mother of an unborn
16 child.

17 6. A person who obtains information about an expectant mother of an unborn
18 child who is receiving or who has received cigarette or tobacco product abuse services
19 from a cigarette or tobacco product abuse services provider.”.

20 **34.** Page 114, line 22: on lines 22 and 23, after “beverages,” insert “or any
21 cigarette or tobacco product abuse services”.

22 **35.** Page 133, line 20: after “beverages,” insert “cigarettes, tobacco products,”.

23 **36.** Page 134, line 13: after “beverages,” insert “cigarettes, tobacco products,”.

24 (END)